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DISH Network Corporation, et al.

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ENTROPIC COMMUNICATIONS,
LLC,

Plaintiff,

v.

DISH NETWORK CORPORATION, *et*
al.,

Defendants.

Case No. 2:23-cv-1043-JWH-KES
(Lead Case)
Case No. 2:23-cv-1047-JWH-KES
(Related Case)
Case No. 2:23-cv-1048-JWH-KES
(Related Case)
Case No. 2:23-cv-5253-JWH-KES
(Related Case)

**JOINT STIPULATION TO AMEND
INVALIDITY CONTENTIONS RE
CLAIM 4 OF '802 PATENT;
[PROPOSED] ORDER**

JOINT STIPULATION TO AMEND INVALIDITY CONTENTIONS RE CLAIM
4 OF '802 PATENT

Case No. 2:23-cv-1043-JWH-KES

1 ENTROPIC COMMUNICATIONS,
2 LLC,
3 Plaintiff,
4 v.
5 COX COMMUNICATIONS, INC., *et*
6 *al.*,
7 Defendants.

8 ENTROPIC COMMUNICATIONS,
9 LLC,
10 Plaintiff,
11 v.
12 COMCAST, *et al.*,
13 Defendants.

14 ENTROPIC COMMUNICATIONS,
15 LLC,
16 Plaintiff,
17 v.
18 DIRECTV, LLC, *et al.*,
19 Defendants.

1 Plaintiff Entropic Communications, LLC (“Entropic”) and Defendants AT&T
2 Services, Inc.; DIRECTV, LLC; CoxCom, LLC; Cox Communications California,
3 LLC; Cox Communications, Inc.; Dish Network California Service Corporation;
4 DISH Network Corporation; DISH Network L.L.C.; DISH Network Service L.L.C.;
5 Comcast Cable Communications, LLC; Comcast Cable Communications
6 Management, LLC; and Comcast Corporation (collectively, “Defendants”), by and
7 through their respective counsel, enter into this joint stipulation regarding
8 representativeness for Section 101 analysis, amending claim construction disclosures,
9 and amending invalidity contentions regarding claim 4 of the ’802 patent, with
10 reference to the following facts:

11 WHEREAS, on March 21, 2024, Plaintiff Entropic Communication LLC
12 (“Entropic”) served amended infringement contentions. The amended infringement
13 contentions added an allegation that that the above captioned Defendants infringe
14 claim 4 of the 8,085,802 (“’802 patent”). Before service of these amended
15 infringement contentions, Entropic’s allegations for the ’802 patent were limited to
16 claim 3.

17 **NOW THEREFORE**, to minimize the prejudice to Defendants from the
18 addition of claim 4 of the ’802 patent into the litigation, the Parties, by and through
19 their respective counsel, hereby **STIPULATE AND AGREE** as follows:

- 20
- 21 1. The parties hereby stipulate and agree Entropic’s amendment of its
22 infringement contentions to allege infringement of Claim 4 of the 802 patent
23 shall be deemed allowed.
 - 24 2. The parties hereby stipulate and agree that Claim 3 of the ’802 patent is
25 representative of claim 4 of the ’802 patent for purposes of the 35 U.S.C. §
26 101 analysis relevant to the pending motions to dismiss. *See* ECF No. 160.
- 27
28

- 1 3. The parties hereby stipulate and agree that Defendants shall be permitted to
2 identify any terms or phrases within claim 4 of the '802 patent that may
3 require construction by May 10, 2024.
- 4 4. The parties hereby stipulate and agree that Defendants shall be permitted to
5 amend their invalidity contentions regarding claim 4 of the '802 patent by
6 June 28, 2024.

7

8 Dated: May 21, 2024

Respectfully Submitted,

9

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**ATTORNEYS FOR PLAINTIFF
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ECF ATTESTATION

I, Christopher S. Marchese, am the ECF User whose identification and password are being used to electronically file this Joint Stipulation. In accordance with Local Rule 5-4.3.4, concurrence in and authorization of the filing of this document has been obtained from the counsel of Plaintiff Entropic Communications, LLC, Defendants AT&T Services, Inc., DIRECTV, LLC, CoxCom, LLC, Cox Communications California, LLC, Cox Communications, Inc., Comcast Cable Communications, LLC, Comcast Cable Communications Management, LLC, and Comcast Corporation will maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

/s/ Christopher S. Marchese
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